

The opinion in support of the decision being entered today was **not** written for publication and is **not** binding precedent of the Board.

Paper No. 16

UNITED STATES PATENT AND TRADEMARK OFFICE

**MAILED**

**AUG 06 2003**

**PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES**

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

CHING-WU CHU  
**Junior Party<sup>1</sup>**

v.

JAGANNATHA GOPALAKRISHNAN, ARTHUR W. SLEIGHT  
and MUNIRPALLAM A. SUBRAMANIAN  
**Senior Party<sup>2</sup>**

Patent Interference No. 104,797

Before METZ, MARTIN and HANLON, Administrative Patent Judges.

HANLON, Administrative Patent Judge.

JUDGMENT UNDER 37 CFR § 1.652

Junior party Ching-Wu Chu has failed to respond to the Order to Show Cause entered on July 7, 2003 (Paper No. 15), and the time for responding to the order has expired. Therefore, the following judgment is hereby entered under 37 CFR § 1.652:

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<sup>1</sup>Application 07/163,956, filed March 3, 1988. Assigned to the University of Houston, Houston, Texas.

<sup>2</sup>Application 07/528,270, filed May 24, 1990. Accorded the benefit of U.S. Application 07/153,107, filed February 8, 1988. Assigned to E.I. du Pont de Nemours and Co., Wilmington, Delaware.

Judgment as to count 1, the sole count in this interference, is entered against Ching-Wu Chu. Ching-Wu Chu is not entitled to a patent containing claims 5, 11, 12 and 14 of Application 07/163,956, filed March 3, 1988, which correspond to count 1.

Judgment as to count 1 is awarded in favor of Jagannatha Gopalakrishnan, Arthur W. Sleight and Munirpallam A. Subramanian. On the record before the United States Patent and Trademark Office in this interference, Jagannatha Gopalakrishnan, Arthur W. Sleight and Munirpallam A. Subramanian are entitled to a patent containing claims 7, 8 and 14 of Application 07/528,270, filed May 24, 1990, which correspond to count 1.

John C. Martin  
JOHN C. MARTIN  
Administrative Patent Judge

  
ADRIENE LEPIANE HANLON  
Administrative Patent Judge

BOARD OF PATENT  
APPEALS AND  
INTERFERENCES

Patent Interference No. 104,797

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